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Joseph Sofer
Sofer & Haroun
342 Madison Avenue
Suite 1921
New York, NY 10173

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OFFICE OF PETITIONS

In re Application of
Yu Sung E. Yeh, et al.
Application No. 09/207,954
Filed: December 9, 1998
Attorney Docket No. 733-003

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed January 29, 2002, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed July 24, 2001, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on October 25, 2001.

The above-identified application is being revived solely for purposes of continuity with a continued prosecution application (CPA) filed on January 29, 2002.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

An extension of time under 37 CFR 1.136 must be filed prior to the expiration of the maximum extendable period for reply. See In re Application of S., 8 USPQ2d 1630, 1631 (Comm'r Pats. 1988). Accordingly, since the \$920.00 extension of time submitted with the petition on January 29, 2002 was subsequent to the maximum extendable period for reply, this fee is unnecessary and will be credited to petitioner's deposit account.

Telephone inquiries concerning this decision should be directed to Cheryl Gibson-Baylor at (703)308-5111, or in her absence, Sherry Brinkley at (703)305-9220.

The application file is being forwarded to Technology Center 2100, Art Unit 2162.

Cheryl Gibson-Baylor

Cheryl Gibson-Baylor
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

Sherry Brinkley for

Sherry Brinkley
Petitions Examiner

cc: Michael R. Casey, Ph.D.
1755 Jefferson Davis Highway
Suite 400
Arlington, VA 22202